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REJECTION OVER A PENDING "REFERENCE" APPLICATIONDocket Number (Optional)
2500-2287.05

In re Application of: Woonza M. RHEE et al.

Application No.: 10/766,104

Filed: January 27, 2004

For: METHOD FOR PREVENTING THE FORMATION OF ADHESION FOLLOWING SURGERY OR INJURY

The owner, Angiotech Biomaterials Corp., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of any patent granted on pending **reference Patent Application No. 10/766,095**, filed on January 27, 2004, as such term is defined in 35 U.S.C. §§ 154 and 173, and as the term on any patent granted on the **reference patent application** may be shortened by any terminal disclaimer filed prior to the grant of the patent on the pending **reference patent application**. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the **reference patent application** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

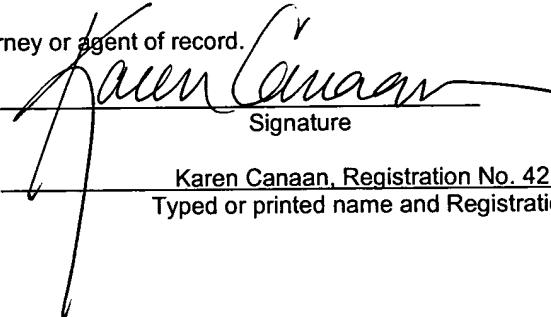
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August 15, 2005
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